

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

STATE OF OKLAHOMA, ex rel. W.A.  
DREW EDMONDSON, in his capacity as  
ATTORNEY GENERAL OF THE  
STATE OF OKLAHOMA and  
OKLAHOMA SECRETARY OF THE  
ENVIRONMENT C. MILES TOLBERT,  
in his capacity as the TRUSTEE FOR  
NATURAL RESOURCES FOR THE  
STATE OF OKLAHOMA

PLAINTIFFS

v.

CASE NO.: 05-CV-0329 JOE-TCK

TYSON FOODS, INC., TYSON  
POULTRY, INC., TYSON CHICKEN,  
INC., COBB-VANTRESS, INC.,  
AVIAGEN, INC., CAL-MAINE FOODS,  
INC., CAL-MAINE FARMS, INC.  
CARGILL, INC., CARGILL TURKEY  
PRODUCTION, LCC, GEORGE'S,  
INC., GEORGE'S FARMS, INC.,  
PETERSON FARMS, INC. SIMMONS  
FOODS, INC., and WILLOW BROOK  
FOODS, INC.

DEFENDANTS

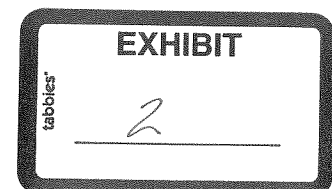
AFFIDAVIT OF JOHN CHEVALLIER

I, John Chevallier, having been duly sworn, under oath, state that the following facts are true and correct to the best of my knowledge, information, and belief:

1. I am an individual over the age of eighteen (18) years. The facts set forth herein are based upon my personal knowledge. I would be willing and able to testify thereto if and when called upon to do so.

2. From 2004 until the present, I have held the position of Manager of Production for the Southwest Region for Cobb-Vantress, Inc.

3. As Manager of Production for the Southwest Region, I am actively involved in the formulation, adoption, and revision of Cobb-Vantress, Inc.'s biosecurity policies.



4. I have reviewed Exhibit 4 to the Motion for Protective Order filed on May 4, 2006 in this action and can attest that Exhibit 4 contains a true and correct copy of the biosecurity policies that Cobb-Vantress, Inc. has determined to be necessary and appropriate to minimize the risk of transmission of bird disease.

5. Cobb-Vantress, Inc.'s biosecurity policies prohibit, among other things, the entry of farms under contract with Cobb-Vantress by persons who have been on any other poultry farm within the previous seven days.

  
John Chevallier

STATE OF ARKANSAS                    )  
  ) ss.  
COUNTY OF WASHINGTON         )

SUBSCRIBED AND SWORN to before me, a notary public, on this 15<sup>th</sup> day of May, 2006.

  
Notary Public

My Commission Expires:

6-30-2014